

**Remarks**

This Paper is submitted in response to the final Office Action mailed June 10, 2010 with a shortened statutory response period that ends on September 10, 2010. This Paper is filed within two months of the Office Action mail date, namely August 10, 2010. The Commissioner is hereby authorized to charge any additional fees to Deposit Account No. 04-1512.

The indication of allowable subject matter in claims 9-18 and 20-32 is noted with thanks and appreciation.

Applicant respectfully requests that this Paper be entered as it (1) places the claims in a condition for allowance and (2) requires only a cursory review by the Examiner.

Claims 9-18 and 20-33 are pending. Claims 1-8, 19, and 34-36 are canceled. Claims 13, 15 and 24-26 are rejoined as each depends from allowed claim 9.

**1.     § 112**

A.     Claim 33 is rejected under 35 U.S.C. §112 1<sup>st</sup> paragraph because the polydispersity range is an open-ended range. Present claim 33 recites a closed polydispersity range.

B.     Claim 36 is rejected under 35 U.S.C. §112 1<sup>st</sup> paragraph because the term “i” is alleged to be not supported in the specification. Claim 36 is canceled rendering moot the alleged rejection thereto.

C.     Claims 9-18 and 20-36 are rejected under 35 U.S.C. §112 2<sup>nd</sup> paragraph because the term “segmented” is alleged to be unclear. Present claim 9 does not recite the term “segmented.” Claims 34-36 are canceled rendering moot the alleged rejections thereto.

D. Claim 26 is rejected under 35 U.S.C. §112 2<sup>nd</sup> paragraph because the term “preparable by the method of claim 8” is unclear. Present claim 26 does not include the term “preparable by the method of claim 8.”

E. Claim 36 is rejected under 35 U.S.C. §112 2<sup>nd</sup> paragraph because the variable  $X_i[n]$  is alleged to be not defined. Claim 36 is canceled rendering moot the alleged rejection thereto.

In view of the foregoing, Applicant respectfully requests that the §112 rejections be withdrawn.

#### **4. The Present Claims are Novel and Nonobvious**

Claims 34 and 35 are rejected under 35 U.S.C. §103(a) for allegedly being obvious over U.S. Patent No. 5,391,629 to Turner et al. (*Turner*) in view of U.S. Patent No. 5,077,328 to Haruna et al. (*Haruna*). Claims 34 and 35 are rejected under 35 U.S.C. §103(a) for allegedly being obvious over U.S. Patent No. 5,798,420 to Cozewith (*Cozewith420*) in view of *Haruna*. Claims 34 and 35 are rejected under 35 U.S.C. §103(a) for allegedly being obvious over U.S. Patent No. 5,733,980 to Cozewith (*Cozewith980*) in view of *Haruna*.

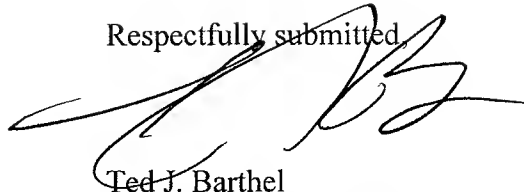
Claims 34-35 are canceled rendering moot the alleged rejections thereto.

The Examiner is respectfully requested to reconsider the application in view of this Response, to withdraw the rejections, and to forward the application to allowance.

USSN 10/589,377

Response to Office Action mailed June 10, 2010

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Ted J. Barthel', written over the typed name.

Dated: August 6, 2010

Ted J. Barthel  
Registration No. 48,769

ADDRESS:

WHYTE HIRSCHBOECK DUDEK S.C.  
555 East Wells, Suite 1900  
Milwaukee, Wisconsin 53202  
(414) 273-2100  
Customer No. 29423